

1 04 NCAC 24C .0210 is proposed for amendment as follows:

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3 **04 NCAC 24C .0210 HEARSAY**

4 (a) Hearsay evidence shall be accepted as ~~credible~~ competent evidence only when it:

- 5 (1) falls within the statutory or common law exceptions to the hearsay rules; or  
6 (2) has an equivalent indicia of trustworthiness as competent evidence; and  
7 (3) is more probative on the point for which it is offered than any other evidence which the party offering  
8 the hearsay could reasonably be expected to procure.

9 (b) The Appeals Referee may permit the parties to file an affidavit at the time of the ~~hearing in the same manner as~~  
10 ~~applicable to other hearsay evidence.~~ hearing.

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12 *History Note: Authority G.S. 8C, Art. 8; 96-4; 96-15;*

13 *Eff. July 1, 2015;*

14 *Amended Eff. August 1, 2020.*